

AMENDED IN ASSEMBLY SEPTEMBER 4, 2009

SENATE BILL

No. 86

**Introduced by ~~Committee on Budget and Fiscal Review~~ Senators
Yee and Romero
(Coauthors: Senators DeSaulnier and Dutton)**

January 20, 2009

~~An act relating to the Budget Act of 2009. An act to add Section 89500.5 to, and to add Article 2 (commencing with Section 92010) to Chapter 1 of Part 57 of Division 9 of Title 3 of, the Education Code, relating to public postsecondary education.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 86, as amended, ~~Committee on Budget and Fiscal Review~~ Yee. ~~Budget Act of 2009. Public postsecondary education: executive officer compensation.~~

Existing law establishes the University of California, which is administered by the Regents of the University of California, the California State University, which is administered by the Trustees of the California State University, and the California Community Colleges, which is administered by the Board of Governors of the California Community Colleges, as the 3 segments of public postsecondary education in this state. Existing law authorizes the regents, the trustees, and the board to employ officers and other employees.

This bill would prohibit the trustees from increasing the monetary compensation, as defined, of, or approving a monetary bonus for, any executive officer, as defined, of the California State University in any fiscal year in which the General Fund appropriation to the California State University in the annual Budget Act is less than, or equal to, the General Fund appropriation to the university in the annual Budget Act

for the immediately preceding fiscal year. The bill would request the regents to not increase the monetary compensation of, or approve a monetary bonus for, any executive officer, as defined, of the University of California, in any fiscal year in which the General Fund appropriation to the University of California in the annual Budget Act is less than, or equal to, the General Fund appropriation to the university in the annual Budget Act for the immediately preceding fiscal year.

~~This bill would express the intent of the Legislature to enact statutory changes relating to the Budget Act of 2009.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 89500.5 is added to the Education Code,*
2 *to read:*
3 *89500.5. (a) The trustees shall not increase the monetary*
4 *compensation of, or approve payment of a monetary bonus to, any*
5 *executive officer in any fiscal year in which the amount of General*
6 *Fund moneys appropriated to the California State University in*
7 *the annual Budget Act is less than, or equal to, the amount of*
8 *General Fund moneys appropriated to the California State*
9 *University in the annual Budget Act for the immediately preceding*
10 *fiscal year.*
11 *(b) As used in this section, the following terms have the following*
12 *meanings:*
13 *(1) "Executive officer" includes, but is not limited to, the*
14 *Chancellor of the California State University, a vice chancellor*
15 *of the university, an executive vice chancellor of the university,*
16 *the general counsel of the university, the trustees' secretary, and*
17 *the president of an individual campus.*
18 *(2) "Monetary compensation" includes, but is not limited to, a*
19 *salary, a vehicle allowance, and a housing allowance.*
20 *(c) Subdivision (a) shall apply only to executive officers who*
21 *enter into or renew a contract for employment with the California*
22 *State University on or after January 1, 2010.*
23 *SEC. 2. Article 2 (commencing with Section 92010) is added*
24 *to Chapter 1 of Part 57 of Division 9 of Title 3 of the Education*
25 *Code, to read:*

Article 2. *Executive Compensation*

92010. (a) *The Regents of the University of California are requested to not increase the monetary compensation of, or approve payment of a monetary bonus to, any executive officer in any fiscal year in which the amount of General Fund moneys appropriated to the University of California in the annual Budget Act is less than, or equal to, the amount of General Fund moneys appropriated to the University of California in the immediately preceding fiscal year.*

(b) *As used in this section, the following terms have the following meanings:*

(1) *“Executive officer” includes, but is not limited to, the President of the University of California, the chancellor of an individual campus, a vice president of the university, the treasurer of the university, the assistant treasurer of the university, the general counsel of the university, and the regents’ secretary.*

(2) *“Monetary compensation” includes, but is not limited to, a salary, a vehicle allowance, and a housing allowance.*

(c) *Subdivision (a) shall apply only to executive officers that enter into or renew a contract for employment with the University of California on or after January 1, 2010.*

~~SECTION 1. It is the intent of the Legislature to enact statutory changes relating to the Budget Act of 2009.~~